IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 3RD APRIL 2007 / 13TH CHAITHRA 1930

Bail Appl..No. 1995 of 2007()

C.R.NO.31/05 OF PAYYANNUR EXCISE RANGE

: PETITIONER/ACCUSED

P.RAMANI, AGED 40 YEARS, W/O. LATE RAVI,
PAINKIDIYAN HOUSE, ETTUKUDUKKA,
KARIVELLUR P.O., KANNUR DISTRICT.

BY ADV. SRI.M.V.AMARESAN

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1995 OF 2007

Dated this the 3rd day of April, 2007

O R D E R

Petitioner, a lady, who is the accused in C.R.No.31/2005 of Payyannur Excise Range for an offence punishable under section 8(2) of the Abkari Act for allegedly having been found in possession of 4 litres of illicit arrack on 30.11.2005, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. It is too early to accept the petitioner's contention that she has been falsely implicated in the case. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed, bearing in mind the decision of this court reported in ***Sukumari Vs. State of Kerala*** [2001 (1) KLT 22].

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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